

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 8, 1965  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem LaRue presiding.

Roll call:

Present: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Absent: Mayor Palmer

Mayor Palmer not present at the opening as he was performing a service for the Governor, who was ill, in welcoming the Governor of Tamaulipas, Mexico.

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REVEREND JAMES E. CARTER, St. Luke's Methodist Church.

Councilman White moved that the Minutes of the Regular Meetings of March 18, 1965 and March 25, 1965, and Special Meeting of April 5, 1965 be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

Councilman Long moved that MR. MARLIN GRIFFITH be heard. The motion was seconded by Councilman Shanks. Roll call showed a unanimous vote.

After the Four Maldehydes sang a quartette, Mr. Griffith invited each Council Member and each citizen of Austin to the Fourth Annual "Make Mine Barber-shop" Show 8:00 P.M. on April 24th. Their activities promote old songs and preserve some of the traditions in them. Councilman Shanks commented this as the first time they had had any real harmony in the Council Room.

April 8, 1965

The Council greeted and welcomed two students from the Speech Department at the University; MRS. LESTER REED, League of Women's Voters; MRS. KELLY, Travis County Democratic Women's League; MR. VOLMA OVERTON, President, N.A.A.C.P., and MRS. GEORGE FRANCISCO.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain easements were granted to the City of Austin for water line purposes by instruments of record in Volume 464 at page 205 and Volume 481 at page 240 of the Deed Records of Travis County, Texas, in, upon and across that certain portion of Fountain Terrace, same also lying partly within and partly without Bevill Subdivision, a subdivision of a portion of Outlot 72, Division D, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas; a map or plat of said Bevill Subdivision being of record in Book 2 at page 128 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement should be released since it is not now needed and will not be required in the future; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said water line easements, to-wit:

A strip of land, same being out of and a part of that certain drive twenty (20.00) feet in width known as Fountain Terrace, same also lying partly within and partly without Bevill Subdivision, a subdivision of a portion of Outlot 72, Division D, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas; a map or plat of said Bevill Subdivision being of record in Book 2 at Page 128 of the Plat Records of Travis County, Texas; which strip of land is more particularly described as follows, to-wit:

BEGINNING at a point in the east line of said Outlot 72, same being the west line of Guadalupe Street, and from which point of beginning a concrete monument at the intersection of the centerline of West 30th Street and a line ten (10.00) feet east of and parallel to the centerline of said Guadalupe Street bears S 60° 57' E 50.01 feet and S 30° 00' W 312.65 feet;

THENCE, N 60° 57' W 302.98 feet to a point;

THENCE, S 29° 03' W 12.00 feet to a point;

THENCE, N 60° 57' W 25.00 feet to a point in a line two (2.00) feet east of and parallel to the west line of the aforesaid Fountain Terrace;

THENCE, with the said line two (2.00) feet east of and parallel to the west line of Fountain Terrace, S 30° 30' W 264.73 feet to point of termination in a line two (2.00) feet north of and parallel to the north line of West 30th Street.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an electric down-guy easement was reserved by the City of Austin in a warranty deed dated January 17, 1964 from the City of Austin to Jake J. Fry, in, upon and across a portion of Lot 1, Block 1, Banister Acres, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas; said deed being of record in Volume 2717 at page 565 of the Deed Records of Travis County, Texas; and,

WHEREAS, the owner of said premises has requested the City Council of the City of Austin to release the hereinafter described portion of said easement, and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a release of the following described portion of said electric down-guy easement, to-wit:

A strip of land five (5.00) feet in width, same being out of and a part of Lot 1, Block 1, Banister Acres, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Banister Acres of record in Book 4 at page 178 of the Plat Records of Travis County, Texas, which strip of land is more particularly described as follows:

BEGINNING at a point in the present south line of Fort View Road, same being the south line of that certain tract of land conveyed to the public for street purposes by instrument of record in Volume 2692 at page 509 of the Deed Records of Travis County, Texas, which point of beginning is in the north line of that certain 0.65 of one acre tract of land conveyed to Jake J. Fry by said warranty deed of record in Volume 2717 at Page 565 of the Deed Records of Travis County, Texas, and from which point of beginning a steel pin at the most easterly

corner of said Fry tract of land, same being the intersection of the said present south line of Fort View Road with the north line of Ben White Boulevard, bears S 59° 33' E 99.62 feet;

THENCE, S 30° 11' W 50.00 feet to point of termination.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

After explanation by the Building Official and discussion, Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Gene McGregor and Hank Rothell for a building permit together with a site plan dated April 8, 1965 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2201 Oldham more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of apartment hotel the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is twenty-eight (28) parking spaces; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That twenty-eight (28) spaces is an adequate number of parking spaces for the establishment shown on the site plan for Gene McGregor and Hank Rothell dated April 8, 1965, for use of the premises for the purpose of apartment hotel.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

The City Manager submitted the following:

"DATE: April 1, 1965

"TO: Mr. W. T. Williams, Jr., City Manager

SUBJECT: Bids on 12,000/16,000/20,000 KVA Unit Substation

"Bids were opened at 10:00 A.M., March 31, 1965, for four (4) 12,000/16,000/20,000 KVA Unit Substations by the Purchasing Agent, and sent to the Electric Department for evaluation and recommendation. The bids and evaluations are tabulated below including the evaluation of losses at \$273/KW for core loss and \$134/KW for copper and auxiliary losses as called for in the specifications.

<u>VENDOR</u>	<u>NET UNIT PRICE</u>	<u>EVALUATED UNIT PRICE</u>	<u>SHIPMENT</u>
Pennsylvania Transformer Div.	\$87,759.00	\$110,686.00	1st Qtr.66
<u>Federal Pacific Electric Co.</u>	88,800.00	107,511.00	4th Qtr.65
ITE Circuit Breaker Co.	89,500.00	112,293.00	31 wk.
Westinghouse	95,250.00	114,537.20	26 wk.
Allis-Chalmers Mfg. Co.	96,300.00	117,317.60	20 wk.
General Electric	94,270.00	115,224.50	27 - 29 wk.

"All prices are firm, all terms are net 30 days except Pennsylvania Transformer Division who quoted 2%, 10th prox. (the discounted price is shown in the above tabulation). All deliveries are satisfactory except Pennsylvania Transformer Division.

"I recommend that we accept the lowest evaluated bid of Federal Pacific Electric Co. for 4 units at \$88,800.00 each for a total of \$355,200.00 for delivery during the 1966 Fiscal Year.

"FROM: D. C. Kinney, Director Electric  
Utilities

"SIGNED: D. C. Kinney"

Councilman Long inquired about the evaluated bid in lieu of the low bid. The City Manager stated the bidders were told the bids would be evaluated on the transformation losses involved, explained how the evaluation was determined, in that the manufacturer's own data of how much he says the energy loss is, is used. Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids received by the City of Austin on March 31, 1965, for four (4) 12,000/16,000/20,000 KVA Unit Substations; and,

WHEREAS, the unit bid of Federal Pacific Electric Co., in the sum of \$88,800.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director Electric Utilities of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the unit bid of Federal Pacific Electric Co., in the sum of \$88,800.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Federal Pacific Electric Co. for four (4) 12,000/16,000/20,000 KVA Unit Substations to be delivered during the 1966 Fiscal Year.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

April 8, 1965

The City Manager submitted the following:

"April 5, 1965

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, April 2, 1965, at the Office of the Director of the Water and Sewer Department for the construction of 4,650 feet of 42-inch concrete sewer pipe, 890 feet each of 10-inch, 18-inch and 30-inch sanitary sewer siphon pipe, and appurtenances along LITTLE WALNUT CREEK FROM EAST 19TH STREET TO LOOP 111. This project is the second and final of two contracts that will relieve the two temporary Lift Stations at Little Walnut Creek and Old Manor Road and will carry the Little Walnut Creek Sewer Main into the new Treatment Plant on Little Walnut Creek. The first segment of this 42-inch main was bid February 19, 1965, and awarded March 5, 1965 to Ford-Wehmeyer, Inc., the low bidder. These two projects are being coordinated so that they will be completed at the same time the Little Walnut Creek Treatment Plant is completed. The bids were publicly opened and read in the City Council Chamber of the Municipal Building, Austin, Texas.

The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Ford-Wehmeyer, Incorporated	\$160,900.40	110
H & M Construction Corporation	168,281.10	120
Austin Engineering Company	178,973.90	125
Bland Construction Company	179,845.55	140
McKenzie Construction Company	185,498.75	75
B & T Construction Company	234,136.20	120
City of Austin (Estimate)	179,183.90	120

"It is recommended that the contract be awarded to Ford-Wehmeyer, Inc. on their low bid of \$160,900.40, with 110 working days.

"Yours truly,  
s/ Victor R. Schmidt, Jr.  
Victor R. Schmidt, Jr., Director  
Water and Sewer Department"

The City Manager stated this was the lower part of the Walnut Creek line which will tie the upper part, contracted two weeks ago, into the Plant site. Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 2, 1965, for the construction of 4,650 feet of 42-inch concrete sewer pipe, 890 feet each of 10-inch, 18-inch and 30-inch sanitary sewer siphon pipe, and appurtenances along Little Walnut Creek, from East 19th Street to Loop 111; and,

April 8, 1965

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the sum of \$160,900.40, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Ford-Wehmeyer, Incorporated, in the sum of \$160,900.40, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Ford-Wehmeyer, Incorporated.

The motion, seconded by Councilman Shanks, carried by the following vote:  
 Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
 Noes: None  
 Absent: Mayor Palmer

The City Manager submitted the following:

"City of Austin  
 Bids for  
 Furnishing X-Ray film and developer chemicals, as specified, for one (1) year.

"Sealed bids opened March 16, 1965  
 10:00 a.m.  
 Tabulated by: W. C. Moffett  
 Brackenridge Hospital  
 Purchasing Agent

<u>Westinghouse</u> <u>Houston</u>	<u>General Electric</u> <u>Dallas</u>	<u>Wilson X-Ray</u> <u>Austin</u>	<u>Cary Taylor</u> <u>Ft. Worth</u>	<u>Gilbert</u> <u>Dallas</u>
49,628.65	48,697.25	*49,584.35	54,046.87	58,881.80
Net	Net	Net	2%	Net

\*Bid does not include one (1) item of approximately \$300.00

Remarks: All vendors returned a bid. Cost for same quantities last year: \$50,520.00.  
 Recommend award to lowest bidder, General Electric, Dallas, Texas

"W. T. Williams, Jr. City Manager"

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 16, 1965, for furnishing X-Ray film and developer chemicals for period of one (1) year for Brackenridge Hospital; and,

WHEREAS, the bid of General Electric, Dallas, Texas, in the sum of \$48,697.25, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of Brackenridge Hospital, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

April 8, 1965

That the bid of General Electric, Dallas, Texas, in the sum of \$48,697.25, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with General Electric, Dallas, Texas.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

The City Manager submitted the following:

"DATE April 6, 1965

"TO: W. T. WILLIAMS, JR., City Manager SUBJECT: Town Lake Development Bids

"April 5, bids were opened for masonry walls and walks on the Town Lake development in front of the Auditorium. It is recommended that the low bid of \$20,089.62 by Miller Concrete Contractors be approved.

"FROM: PARKS AND RECREATION DEPARTMENT

SIGNED Beverly S. Sheffield, Director"

Following is a tabulation of bids:

LANDSCAPE CONSTRUCTION - TOWN LAKE

	D. B. Ware Construction Co.		Miller Concrete Contractors		Maufrais Brothers, Inc.		S & G Construc- tion, Inc.	
	Unit	Total	Unit	Total	Unit	Total	Unit	Total
Bid Bond 5%	Yes		Yes		Yes		Yes	
1. Dry								
Stone Wall	1.28	5,670.08	1.20	6,253.20	1.25	6,513.75	.75	3,908.25
2. Masonry								
Rock Wall	1.55	1,723.60	1.43	1,590.16	1.50	1,663.00	2.40	2,669.80
3. Concrete								
Footings	42.90	660.66	40.00	616.00	35.00	539.00	40.00	616.00
4. Side-								
walks	.58	12,686.92	.49	10,718.26	.50	10,937.00	.65	14,218.10
5. Risers	4.15	1,261.60	48.00	912.00	L.S.	912.00	80.00	1,520.00
Bid Date	60 days		60 days					
Total								
Bid		22,002.86		20,089.62		20,569.75		22,931.15

COST ESTIMATE

Rock Walls 7,520.00  
Steps & Walks 14,938.00  
\$22,458.00

"Low Bid By: Miller Concrete Construction Co. \$20,089.62"



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Councilman Long inquired as to who drew the plans. The City Manager said the Parks and Recreation Department does the general layout, but the detailed construction specifications are made by the Construction Engineer. The City Manager showed the layout of the area where the earth moving is being done and where the dry masonry walls and stone walls will be placed. Councilman Long inquired if this \$20,000 was in addition to the amount of the cost of the earth moving. The City Manager stated it was in addition, and the \$20,000 on the earth moving was an estimate. The Director of Public Works stated this earth moving was under \$13,000. Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin for masonry walls and walks on the Town Lake development in front of the Auditorium; and,

WHEREAS, the bid of Miller Concrete Contractors, in the sum of \$20,089.62, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Parks and Recreation Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Miller Concrete Contractors, in the sum of \$20,089.62, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Miller Concrete Contractors.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Palmer

Noes: None

Absent: Mayor Palmer

The City Manager submitted the following:

"DATE March 30, 1965

"TO: Mr. W. T. Williams, Jr., City Manager SUBJECT: Assessment Paving Contract 65-A-1

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, March 30, 1965 for the construction of approximately forty-seven (47) Blocks of pavement and accessories known as Assessment Paving Contract Number 65-A-1 consisting of 10 units.

Lee Maners	\$124,068.62
Pat Canion Excavating Co.	\$134,761.29
Ed H. Page	\$136,464.78
Jack A. Miller	\$138,471.14
City's Estimate	\$139,598.25

"I recommend that Lee Maners with his low bid of \$124,068.62 be awarded the contract for this project.

"From: S. Reuben Rountree, Jr.  
Director of Public Works

April 8, 1965

"SIGNED S. Reuben Rountree, Jr."

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 30, 1965, for the construction of approximately forty-seven (47) blocks of pavement and accessories known as Assessment Paving Contract Number 65-A-1, consisting of 10 units; and,

WHEREAS, the bid of Lee Maners, in the sum of \$124,068.62, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Lee Maners, in the sum of \$124,068.62, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Lee Maners.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

The City Manager submitted the following:

"DATE March 30, 1965

"TO: Mr. W. T. Williams, Jr., City Manager      SUBJECT: Construction of Storm Sewer and Drainage Channel

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, March 30, 1965 for the construction of a Storm Sewer and Drainage Channel in Robert E. Lee Road Easement from Barton Creek to Robert E. Lee Road and County Road known as Contract Number 65-D-2.

Texas Bridge Company	\$20,641.40
H & M Construction Co.	\$24,034.80
Miller Concrete Contractor	\$24,410.40
Walter Schmidt	\$26,429.05
Austin Engineering Co.	\$29,550.40
Ed H. Page	\$29,867.20
City's Estimate	\$26,938.62

"I recommend that Texas Bridge Company with their low bid of \$20,641.40 be awarded the contract for this project.

"FROM: S. Reuben Rountree, Jr.  
Director of Public Works

SIGNED: S. Reuben Rountree, Jr."

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CITY OF AUSTIN, TEXAS

The City Manager stated this is a ditch to provide for the diversion of water that flows from a little creek to the south of Barton Springs into the swimming pool area. The Director of Public Works stated those who had objected to this were now satisfied. The banks will be sodded and maintained. This drainage will save several thousand dollars a year in having to close Barton Springs and clean it after each little rain. Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 30, 1965, for the construction of a storm sewer and drainage channel in Robert E. Lee Road Easement, from Barton Creek to Robert E. Lee Road and County Road, known as Contract Number 65-D-2; and,

WHEREAS, the bid of Texas Bridge Company, in the sum of \$20,641.40, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Texas Bridge Company, in the sum of \$20,641.40, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Texas Bridge Company.

The motion, seconded by Councilman Shanks, carried by the following vote:  
Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
Noes: None  
Absent: Mayor Palmer

The City Manager submitted the following:

"March 30, 1965

"TO: Honorable Mayor and Members of the City Council.

SUBJECT: Bids for nine (9) Rear Loading Refuse Collection Trucks for the Sanitation Division.

"Sealed bids were opened at 2:00 P.M. March 24, 1965 in the office of the Purchasing Agent for nine (9) Rear Loading Refuse Collection Trucks with nine (9) Refuse Trucks to be traded in on the new equipment. Invitations to bid were sent to all known manufacturers of this type of equipment and to local truck dealers. Bidders were given the opportunity to bid in three ways: (1) Complete units including trade-ins, (2) Body only including trade-ins, and (3) Cab and Chassis only.

"The bids received are as follows:

<u>BIDDER</u>	<u>NET DIFFERENCE</u>	<u>BRAND NAME</u>
<u>#1 Base Bid - Complete Unit</u>		
International Harvester Co.	\$71,865.00	International - Heil
Girard Machinery & Supply	80,228.25	Ford - Leach
<u>#1 A Alternate Bid - Body Only</u>		
Pak-Mor Mfg. Co.	\$33,965.00	Pak-Mor
Davis Truck Parts, Inc.	33,450.00	Heil
Girard Machinery & Supply	37,460.25	Leach
<u>#1 B Alternate Bid - Cab &amp; Chassis Only</u>		
International Harvester Co.	\$38,331.00	International, Del. to
International Harvester Co.	38,115.00	San Antonio (Pak-Mor)
International Harvester Co.	39,357.00	International, Del. to
Armstrong-Johnson, Inc.	43,758.00	Dallas (Davis)
Armstrong-Johnson, Inc.	43,542.00	International, Del. to
Armstrong-Johnson, Inc.	42,768.00	Wisconsin (Girard)
Capitol Chevrolet, Inc.	44,856.00	Ford, Del. to
Capitol Chevrolet, Inc.	44,856.00	San Antonio (Pak-Mor)
Capitol Chevrolet, Inc.	44,856.00	Ford, Del. to
		Dallas (Davis)
		Wisconsin (Girard)
		Chevrolet, Del. to
		San Antonio (Pak-Mor)
		Chevrolet, Del. to
		Dallas (Davis)
		Chevrolet, Del. to
		Wisconsin (Girard)
<u>Lowest Combination of Body and Cab &amp; Chassis</u>		
International Harvester Co.	38,115.00	International
Davis Trucks Parts, Inc.	33,450.00	Heil
	<u>71,565.00</u>	
International Harvester Co.	38,331.00	International
Pak-Mor Mfg. Co.	33,965.00	Pak-Mor
	<u>72,296.00</u>	
International Harvester Co.	39,357.00	International
Girard Machinery & Supply	37,460.25	Leach
	<u>76,817.25</u>	
Armstrong-Johnson, Inc.	43,542.00	Ford
Davis Truck Parts, Inc.	33,450.00	Heil
	<u>76,992.00</u>	
Armstrong-Johnson, Inc.	43,758.00	Ford
Pak-Mor Mfg. Co.	33,965.00	Pak-Mor
	<u>77,723.00</u>	

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<u>BIDDER</u>	<u>NET DIFFERENCE</u>	<u>BRAND NAME</u>
Armstrong-Johnson, Inc.	\$42,768.00	Ford
Girard Machinery & Supply	37,460.25	Leach
	<u>80,228.25</u>	
Capitol Chevrolet, Inc.	44,856.00	Chevrolet
Davis Truck Parts, Inc.	33,450.00	Heil
	<u>78,306.00</u>	
Capitol Chevrolet, Inc.	44,856.00	Chevrolet
Pak-Mor Mfg. Co.	33,965.00	Pak-Mor
	<u>78,821.00</u>	
Capitol Chevrolet, Inc.	44,856.00	Chevrolet
Girard Machinery & Supply	37,460.25	Leach
	<u>82,316.25</u>	

Ten Refuse Trucks are budgeted in the current fiscal year in the amount of \$80,000.00. Bids were advertised for only nine trucks as it was estimated that the nine trucks would require the total appropriation. Due to the excellent prices obtained the additional truck may be purchased and remain within the appropriation. The low bidders have agreed to supply the additional unit at the same price as obtained on the subject bids.

"The low bid by Davis Truck Parts on the Body and the low bid by International Harvester Company on the Cab & Chassis meets all requirements and conditions of the specifications.

"RECOMMENDATION: It is recommended the awards be made to Davis Truck Parts, Inc. for ten (10) Heil Collectomatic Mark III Bodies in the total amount of \$37,175.00 and to International Harvester Company for ten (10) International CO-1700 Cab and Chassis in the total amount of \$42,350.00 as the lowest and best bids of the various combinations.

"W. T. Williams, Jr., City Manager"

The City Manager reported they asked initially for bids on 9 vehicles, as that was all which was appropriated for these trucks this year, but the bids were exceptionally good, and with the amounts bid, it was possible to add the 10th truck to replace another old truck. Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 24, 1965, for rear loading refuse collection trucks for the Sanitation Division; and,

WHEREAS, the bid of Davis Truck Parts, Inc., in the sum of \$37,175.00 for ten (10) Heil Collectomatic Mark III Bodies, and the bid of International Harvester Company, in the sum of \$42,350.00 for ten (10) International CO-1700 Cab and Chassis, were the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Davis Truck Parts, Inc., in the sum of \$37,175.00 for ten (10) Heil Collectomatic Mark III Bodies, and the bid of International Harvester Company, in the sum of \$42,350.00 for ten (10) International CO-1700 Cab and Chassis, be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with Davis Truck Parts, Inc., and International Harvester Company.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

The City Manager submitted the following:

"April 6, 1965

"MEMORANDUM TO: W. T. Williams, Jr., City Manager

MEMORANDUM FROM: Victor R. Schmidt, Jr., Director, Water and Sewer Department

SUBJECT: Balcones Hills, Section 1 - Sewer Approach Main.

1. On January 7, 1965, the City Council authorized a cash settlement for the sanitary sewer approach main to Balcones Hills, Section 1, not to exceed \$18,528.00. It was felt at that time that some property to the East of Balcones Hills, Section 1 would develop before construction started on subject subdivision.
2. An additional 960 feet of sanitary sewer approach main is necessary to complete sanitary sewer service to Balcones Hills, Section 1 and the City's participation will amount to approximately \$6,465.00.
3. It is recommended that this cash settlement be made.

"s/ Victor R. Schmidt, Jr.  
Victor R. Schmidt, Jr.  
Director  
Water and Sewer Department"

The City Manager explained this approach main contract, stating the subdivider was willing to install it, and this contract would provide that the City take over the approach main for 82% of its cost. Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received for the extension of 960 feet of 10-inch sanitary sewer approach main from Balcones West Section 2 to Balcones Hills Section 1; and,

WHEREAS, Balcones Hills, Incorporated, with Robert B. Connelly as President, the owner of Balcones Hills, Section 1 has agreed to cause said

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line to be extended according to City specifications and to transfer title to said line to City for 82% of the actual cost thereof, not to exceed \$6,465.00; and,

WHEREAS, the City Manager and the Director of Water and Sewer Utilities have recommended the extension to said sanitary sewer above described; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a contract under the terms of which the City of Austin shall acquire title to said 960 feet of the above described concrete sanitary sewer approach main, from Balcones Hills, Incorporated, with Robert B. Connelly as its President, and to pay said corporation therefor the sum of 82% of the actual cost thereof not to exceed \$6,465.00.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

At 10:30 A.M. Mayor Pro-tem LaRue opened the hearing on the ordinance annexing part of PARKWOOD in UNIVERSITY HILLS, SECTION 1 and an unplatted tract. No one appeared to be heard. Councilman Long moved that the hearing be closed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

Mayor Pro-tem LaRue brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 13.12 ACRES OF LAND OUT OF THE J.A.G. BROOKS SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Parkwood in University Hills, Section 1 and unplatted tract)

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue

Noes: None

Absent: Mayor Palmer

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The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
Noes: None  
Absent: Mayor Palmer

In connection with the EMMA GERTRUDE WENDEBURG and HILMA GRACE MAGOWN zoning at 2614-2616 Wilson Street and 400-416 Cumberland Road the Director of Planning stated there is an application before the Planning Commission immediately to the north of this. The Commission was obliged to grant the same zoning to the adjoining property since this tract had been zoned "B" Residence 1st Height and Area, but it has the possibility of creating additional development problems. He described narrow and deep tracts which now would have trouble in development, and Durwood Street probably would not be opened. After detailed discussion, Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE AS FOLLOWS:  
A PORTION OF LOT NO. SIX (6) IN LIVE OAK GROVE ADDITION, LOCALLY KNOWN AS 2614-2616 WILSON STREET AND 400-416 CUMBERLAND ROAD, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
Noes: None  
Absent: Mayor Palmer

The ordinance was read the second time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
Noes: None  
Absent: Mayor Palmer

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Pro-tem LaRue  
Noes: None  
Absent: Mayor Palmer

The Mayor Pro-tem announced that the ordinance had been finally passed.



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The Council had before it the following zoning applications:

KATHLEEN WALSH	1500-1504 Scenic Drive	From "C" Commercial
BELSHAN & MAURICE		1st Height & Area
DOKE, By Wroe		To "C" Commercial
Owens		3rd Height & Area
		RECOMMENDED by the
		Planning Commission

Trueman O'Quinn asked to be notified of any future meetings on this.  
The Council deferred action.

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MAURICE HALL	1001-1011 Flores Street	From "A" Residence
By Robert O. Smith	1000-1018, 1019-1027	1st Height & Area
	Waterfront Street	To "C-1" Commercial
	21-29 $\frac{1}{2}$ San Marcos	3rd Height & Area
	14-18 Interregional Hwy.	NOT Recommended by
		the Planning Commis-
		sion
		RECOMMENDED "C"
		Commercial 5th Height
		& Area for 100' strip
		located at 14-18
		Interregional Hwy.,
		1021-27 & 1016-18
		Waterfront St. & 1007-
		11 Flores and "C"
		Commercial 3rd Height
		and Area for 1000-14
		Waterfront St., 21-29 $\frac{1}{2}$
		San Marcos and 1001-
		05 Flores St. with
		understanding that
		the Council will con-
		sider "C-1" Commercial
		3rd Height & Area for
		the restaurant proper
		when located.

The Council held this until Mr. Robert Smith could be present to express the wishes of his client and deferred action.

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At this time Mayor Palmer entered the Council Room and presided.

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THEO P. MEYER, JR.  
By Herbert Smartt

4204-4212 Red River St.

From "A" Residence  
To "B" Residence  
NOT Recommended by  
the Planning Commission

A. E. COCKE  
By Richard Baker

4305-4307 Caswell

From "A" Residence  
To "BB" Residence  
NOT Recommended by  
the Planning Commission

Councilman Shanks moved that the zoning applications be referred back to the Planning Commission for an area study. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Present but not voting: Councilman Long (disqualifying herself as being within the 300' area)

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At 11:00 A.M. the Council heard the report from the Community Council on its study on the Office of the Economic Opportunities Program.

MRS. WM. KAY MILLER, President, Austin-Travis County Community Council, proposed the first part of the "Fight Against Poverty" under the Economic Opportunity Act, stating their first recommendation was the acceptance of "Operation Headstart" which concerns pre-school children. The second part of the study was the matter of a Dental Health Program of Austin for children. These two items are being presented now due to pressure of time, particularly due to an offer from the State Department of Public Health to assist in purchasing \$10,000 worth of equipment for the Dental Health Program, and June probably is the deadline of this offer. Further studies would be submitted later. Brief details of the Dental Clinic were given in that one of the main concerns of the program would be the teaching of dental care and an oral hygienist would be working full time, with children in the underprivileged areas. It was brought out this program had the approval of the Travis County Dental Society.

MR. VIC EHLERS conveyed the details of the "Project Headstart", even though the Council was not involved in this program, but it was a part of the coordination of the entire program. Three school districts, Manor, Del Valle and Austin Independent School districts and perhaps one or two more are the ones involved, and the program has been approved by the School Boards and Superintendents, who are developing the details. About \$10-\$1100 will be provided in kind instead of a cash outlay, by providing classroom utilities, equipment, movie projectors, etc., which they have available. Mayor Palmer said when President Lyndon B. Johnson had a briefing session with the Mayors, Mrs. Johnson held a briefing session with the wives, and distributed a pamphlet entitled "Project Headstart". Included in the pamphlet was a letter from Mrs. Lyndon B. Johnson, which the Mayor read. Mayor Palmer congratulated the schools in moving out on this wonderful program and undertaking this project; and said where the City Council fits in, it would like to get into that discussion, also the Health Officer, Dr. Ben Primer said this department would be involved in the program.

MR. EHLERS reported in starting the program, the Community Council had asked the people to express their feelings and contacts with all of the Agencies in the Community had been made with a request they send in their ideas. An overall picture of these expressions will be forthcoming; but due to the deadline, he wanted to discuss these two needs today. The dentists and others report a tremendous need in dental education, beyond the actual filling of teeth. Austin has the opportunity of receiving \$10,000 worth of equipment from State funds, if such a dental program could be carried out in the City. The program would cost \$27,404 the first year, and the Federal share would be \$24,664, leaving the local share, revised upward a little, of \$2,820. It was hoped this would come through credits on use of facilities--whereby a surplus Urban Renewal building could be used and a fair price for rental charged as part of the City's participation to the program. Utilities, janitor's services, and telephone would make up the difference in costs. Two half-time dentists, each working one half day would be involved, and a Dental Consultant to oversee these young dentists, five days a week. There also would be a dental hygienist going into the neighborhood schools. At the Dental Clinic there would need to be a Dental Technician and a receptionist. This would enable a full time dental service. The Dental Society believes this type of program is the way to make a start. This program applies to children up to 18 years. Referrals would come through the School System and Public Health Services and only children of low income families would be eligible. The City Manager pointed out this was the program presented several weeks ago from a budget point of view since it is an activity that would be sponsored by the City, and he said the Council voted on it and authorized that the plan be submitted to the Community Council. Councilman Long inquired why this program was not planned within the hospital area; and if there is room in the Hospital, why could not the clinics be held there. Mr. Ehlers stated this was in addition to the Extraction Clinic which would remain at the hospital. The Dentists recommended this proposed children's clinic be separate from the Hospital, unless in the long range plan it would be a separate facility; but for the immediate future, this summer, they could use an Urban Renewal House and get this started. It was felt this dental care education could be done better in a small area in the community. Councilman Shanks asked about the projection of cost for the second and third years; and he asked if at the end of two years, if the City would bear the full amount. Mr. Ehlers said this would depend on Congress. Mr. Ehlers stated out of the seven programs, the only thing the Community Council was asking for today was the Dental Program. The areas where the City would be involved later would be under Family Planning, Information and Referral Centers, and Administration and Coordination. None of these are being carried on under the present United Fund, and nothing in the program would supplant United Fund activities.

Mr. Ehlers emphasized if the City desired to participate and use the State Department Funds, approval was needed as soon as possible. The City Manager stated when this was discussed with the Council before, it was Dr. Primer's estimate that the program would be around \$23,000; and on that basis he said he had his 10% available for the balance of this fiscal year in this current budget. Councilman Long moved to adopt the Public Health Dental Program as outlined, and to go on record giving its support to the "Project Headstart". The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

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Mayor Palmer stated all on the Council would like to express its appreciation to the Community Council, to Mr. Ehlers and his staff, and to Mrs. Miller and all for serving as the Coordinating Agency. This requires some type of administrative coordination, and the Council was deeply grateful to the Community Council for submitting this recommendation. Mr. Ehlers stated the details for application would be worked out with Dr. Primer. Mayor Palmer asked if the Community Council would notify Mrs. Lyndon B. Johnson that the Austin School Board is going to handle "Project Headstart". Mr. Ehlers said he would be glad to do so.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute an easement of ingress and egress in, upon and across the following described tract of land to Edna Teich, her heirs, executors, administrators and assigns, in exchange for a street deed by which Miss Teich had conveyed certain land to the City of Austin for the widening of Reinli Street:

216 square feet of land, same being out of and part of that certain portion of Lot 35, Duval Heights, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Duval Heights of record in Book 2 at page 189 of the Plat Records of Travis County, Texas; which Lot 35 was conveyed to Charles Henry Teich by deed dated July 30, 1929 of record in Volume 440 at page 615 of the Deed Records of Travis County, Texas, and which certain portion of Lot 35 was conveyed to the State for roadway purposes by deed dated August 13, 1941, of record in Volume 663 at page 53 of the Deed Records of Travis County, Texas; said 216 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at the point of intersection of the east line of Airport Boulevard and the proposed south line of Reinli Street, same being a line fifteen (15.00) feet south of and parallel to the present south line of Reinli Street, which point of beginning is the most easterly corner of the herein described tract of land;

THENCE, with the said east line of Airport Boulevard S 67° 53' W 29.85 feet to a point in a line thirty (30.00) feet west of and parallel to the east line of said Lot 35 for the most southerly corner of the herein described tract of land;

THENCE, with the said line thirty (30.00) feet west of and parallel to the east line of Lot 35, N 30° 00' E 23.56 feet to a point in the westerly prolongation of the aforesaid proposed south line of Reinli Street, for the most northerly corner of the herein described tract of land;

THENCE, with the said westerly prolongation of the proposed south line of Reinli Street, S 60° 08' E 18.33 feet to the point of beginning.

The motion, seconded by Councilman Shanks, carried by the following vote:

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Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager stated the Open Space Program is another Federal program to encourage communities to acquire and provide for future generations' open land. The Government participates 20% in land acquisition in urban programs; and in a metropolitan type of plan, it would participate 30%. From time to time the City is acquiring park land and by using this approach partial payment by the Federal Government may be obtained for land which was to have been purchased anyway. The City Manager stated these resolutions before the Council would authorize the application for participation by the Federal Government in the acquisition of (1) the land in front of American Legion Home; (2) possible acquisition of land along Waller Creek in the Brackenridge Hospital complex; and (3) in the acquisition of the 6,000 acres east of the City which would be used as a site for a new power plant. Councilman LaRue inquired if attempts had been made to get participation with other incorporated areas. The City Manager stated they were trying to work out a plan with the County for 30% participation instead of the 20%. In some instances, it is necessary to proceed with the acquisition of land, immediately, and they need to get the application filed.

Councilman White offered the following resolution and moved its adoption:  
(RESOLUTION)

WHEREAS, the City Council of the City of Austin recognizes that rapidity of development of dense urban land uses threaten future generations with the loss of natural open-space land within greater Austin's metropolitan area; and

WHEREAS, it is the purpose of the City Council of the City of Austin to help curb urban sprawl and prevent the spread of urban blight and deterioration, to encourage more economic and desirable urban development, and to help provide necessary recreational, conservation, and scenic areas by taking prompt action to preserve open-space land which is essential to the proper long-range development and welfare of its entire urban area in accordance with plans for the allocation of such land for open-space purposes; and

WHEREAS, the City of Austin has brought about the formulation and adoption of a long range plan of developing of its Metropolitan planning areas, including therein, long-range plans for the acquisition of open-space land along the north shore of the Colorado River adjacent to Eilers Park; and,

WHEREAS, the City Council of the City of Austin has found and determined that it has conformed to the letter and the purpose of the Federal Open Space Act, properly entitling the city to Federal grants amounting to 30% of the costs of acquiring such open-space land; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to make application to The Housing and Home Finance Agency for open-space grants in the amount of 30% of the cost of land acquisition in its Eiler Park Project, and furnish to that agency such material as may be necessary to obtain approval of grants in such percentage; and

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can show itself entitled to receive Federal Grants or more than 30% of the cost of such open-space land, that the City Manager be and he is hereby authorized and directed to take such steps as may be necessary to obtain such additional Federal participation; and

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can not show itself entitled to receive the aforementioned percentage of Federal participation, the City Manager be and he is hereby authorized and directed to proceed to obtain the greatest percentage of Federal participation to which the City can show itself entitled.

The motion, seconded by Councilman LaRue, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman White offered the following resolution and moved its adoption:  
(RESOLUTION)

WHEREAS, the City Council of the City of Austin recognizes that rapidity of development of dense urban land uses threatens future generations with the loss of natural open-space land in greater Austin's metropolitan area; and

WHEREAS, it is the purpose of the City Council of the City of Austin to help curb urban sprawl and prevent the spread of urban blight and deterioration, to encourage more economic and desirable urban development, and to help provide necessary recreational, conservation, and scenic areas by taking prompt action to preserve open-space land which is essential to the proper long-range development and welfare of its entire urban area in accordance with plans for the allocation of such land for open-space purposes; and

WHEREAS, the City of Austin has brought about the formulation and adoption of a long range plan of developing of its Metropolitan planning area, including therein, long range plans for the acquisition of open-space land in the Waller Creek Valley; and

WHEREAS, the City Council of the City of Austin has found and determined that it has conformed to the letter and the purpose of the Federal Open Space Act, properly entitling the city to Federal grants amounting to 30% of the costs of acquiring such open-space land; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to make application to the Housing and Home Finance Agency for open-space grants in the amount of 30% of the costs of land acquisition in its Waller Creek project, and furnish to that agency such material as may be necessary to obtain approval of grants in such percentage; and

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can show itself entitled to receive Federal Grants or more than 30% of the cost of such open-space land, that the City Manager be and he is hereby authorized and directed to take such steps as may be necessary to obtain such additional Federal participation; and

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can not show itself entitled to receive the aforementioned percentage of Federal participation, that the City Manager be and he is hereby authorized and directed to proceed to obtain the greatest percentage of Federal participation to which the City can show itself entitled.

The motion, seconded by Councilman LaRue, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin recognizes that rapidity of development of dense urban land uses threatens future generations with the loss of natural open-space land within greater Austin's metropolitan area; and

WHEREAS, it is the purpose of the City Council of the City of Austin to help curb urban sprawl and prevent the spread of urban blight and deterioration, to encourage more economic and desirable urban development, and to help provide necessary recreational, conservation, and scenic areas by taking prompt action to preserve open-space land which is essential to the proper long-range development and welfare of its entire urban area in accordance with plans for the allocation of such land for open-space purposes; and

WHEREAS, the City of Austin has brought about the formulation and adoption of a long range plan of developing of its Metropolitan planning area, including therein, long range plans for the acquisition of open-space land in the valleys of Decker Creek; and

WHEREAS, the City Council of the City of Austin has found and determined that it has conformed to the letter and the purpose of the Federal Open Space Act, properly entitling the city to Federal grants amounting to 30% of the costs of acquiring such open-space lands; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to make application to The Housing and Home Finance Agency for open-space grants in the amount of 30% of the cost of land acquisition in its Decker Creek project, and furnish to that agency such material as may be necessary to obtain approval of grants in such percentage; and,

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can show itself entitled to receive Federal Grants or more than 30% of the cost of such open-space land, that the City Manager be and he is hereby authorized and directed to take such steps as may be necessary to obtain such additional Federal participation; and,

BE IT FURTHER RESOLVED: That in the event that it should be determined that the City can not show itself entitled to receive the aforementioned percentage of Federal participation, that the City Manager be and he is hereby authorized and directed to proceed to obtain the greatest percentage of Federal participation to which the City can show itself entitled.

The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

Mayor Palmer reported a request made to the Director of Public Works from Mr. Hillman Lyons of the Austin Braves, that the Council authorize the painting of the front part of the park. The Mayor asked that the Council drive by and see just what was entailed, and get an estimate on what the painting would cost. Later in the afternoon meeting, the matter was discussed again. The estimated cost of doing the painting was \$2830 and the amount was not available either in the Public Works Budget or the Recreation Budget. After discussion, Councilman Long moved that the Council authorize the additional painting at the ball park to be done; that \$3,000.00 be appropriated in the budget for the fiscal year 1965-1966 for this purpose; and that the MILWAUKEE BRAVES, INC. be reimbursed after October 1, 1965. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Manager reported the Director of Recreation had a recommendation with reference to the concessions at Lake Austin Park. The concessionaire has been there for several years, and he has asked for an extension of his contract. Another proposal has been received, listing the same percentage of gross receipts. The Director of Recreation stated as far as he was concerned the DORNWELLS had given satisfactory service. There is not a large volume of business there, and the present concessionaire is aware of that. He recommended the lease be for a two year period. After discussion, Councilman Shanks moved to accept the recommendation of the Recreation Director and continue the lease with the present lessees on a two year basis. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Attorney reported a resurvey of the Airport area revealed the necessity of a clearance easement on property owned by Robert Lindsay, and they had been unable to obtain the easement. Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, airport zoning regulations for the Robert Mueller Municipal Airport have been duly enacted by the Joint Airport Zoning Board of Austin and Travis County, Texas; and



WHEREAS, such regulations established certain maximum heights above which no objects of natural growth or other objects may project; and

WHEREAS, upon the date of enactment of such regulations, there existed in certain of the zones thereby created, non-conforming uses consisting of objects of natural growth and other objects which exceeded the maximum height permitted by such regulations; and

WHEREAS, the City Council of the City of Austin has found that public necessity requires the removal of all such non-conforming uses from the approach zones to the said airport as said zones are described in the airport zoning regulations; and

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of an easement for trimming and lowering the non-conforming objects of natural growth or other objects now existing on the hereinafter described tract of land to the extent such objects exceed the maximum height permitted on such tract by such regulations; and

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value of such easement; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be, and he is hereby authorized and directed to file or cause to be filed against all owners and lienholders, a suit in eminent domain to acquire the hereinafter described easement across the hereinafter described tract of land, to-wit:

An easement for trimming and lowering objects of natural growth and other objects now existing on Lots 15, 16 and the east one-half (1/2) of Lot 17, Block J, Ridgetop, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Ridgetop of record in Book 2 at page 200 of the Plat Records of Travis County, Texas, which were conveyed as follows: said Lot 15, together with other property was conveyed to Robert Lindsey and Annice Lindsey by warranty deed dated August 23, 1939 of record in Volume 164 at page 587 of the Deed Records of Travis County, Texas, and said Lot 16 and the east one-half (1/2) of Lot 17 were conveyed to Robert Lindsey by warranty deed dated July 30, 1938 of record in Volume 594 at page 300 of the Deed Records of Travis County, Texas, to the extent that such objects may extend more than 29.00 feet above the surface of said land as it presently exists, together with the right of ingress and egress for such purposes.

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The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman Shanks stated while the Council was talking about land acquisition, where the City was in the process of purchasing all of the land for the new lake, that he would like to suggest instead of each one of those cases coming before the Council individually where the property comes within the appraisals, that the City Manager be authorized to go ahead and purchase the property. If the people could be dealt with on an appraisal basis, he saw no reason for each individual piece to come before the Council, as that has been a policy of the Council in the past on large similar projects. The City Attorney stated there were five appraisers in addition to the Tax Appraisers, working on these properties. Condemnation cases would have to come before the Council. Councilman Long wanted to know what the appraisals were. Councilman LaRue asked how many appraisals would be made. The City Attorney explained probably not less than three however, on some property where there has been particular information on recent sale of the specific land, there would be no need for any more than a supporting appraisal on that one tract. The Mayor stated this was done on other projects where there were many parcels of land to purchase. The City Attorney pointed out the impact upon land values outside of the project area is uping the prices rapidly; that while the City is only obligated to pay market value for the project property, the notice of the project has affected the other property. The more time that elapses makes it more difficult for those people to get relocated, within what will be paid to get them relocated. Councilman Shanks moved that the Council authorize the City Manager to negotiate and buy land within the new lake area providing he do so within the appraised values as submitted by the City's authorized appraisers. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer  
Noes: Councilman Long

Councilman Long asked to be advised who the appraisers are. After discussion, the Mayor stated this information could be given to each Council Member individually.

The City Manager stated the City Attorney had a report on the sale of beer to go provision in the "C-1" use classification. The City Attorney gave a detailed report on the present zoning ordinance provision regarding the type of beer to be sold in "C-1" for off-premise uses, as the sale of beer in cases or unbroken cartons containing not less than six bottles or cans of beer; and the original bottle or container if wine, for off-premise consumption." He said a brief had been filed with him by a local law firm attacking the validity of this provision in the ordinance. What has occurred was the sale of individual bottles in some of the drive-in grocery stores. When the Building Inspector found out the zoning ordinance was being violated he took steps to enforce it. The City Attorney stated his office is prepared to take whatever steps are necessary to sustain the ordinance. Because there had been a discussion of change of text and change of method of handling the sale of beer and wine, in the preliminary draft of a new zoning ordinance, he said the Council might want to pass on that question and make an interim amendment to the existing ordinance. However, if his department is to sustain the existing ordinance, they were prepared to do so.

Councilman Long stated one reason she would allow beer to be sold in these drive-ins was that it was being sold in six packs; and if it is being sold now as soda water, one at a time, that puts an entirely different light on the sale of beer in these neighborhood areas. The Building Inspector stated the operators did not object to the sale of small cans or bottles being sold in packages of six; but they object to having to sell a carton of six quart bottles--or gallons. Councilman Shanks suggested setting the amount at 72 ounces or less. The Director of Planning stated in rewriting the ordinance, no attempt was made to change or not to change the particular specification of six packs; but they utilized the general language found in other Texas zoning ordinances which would result in the elimination of the six pack requirement. They were not recommending that the six pack provision be changed, or recommended that it not be changed. The Building Inspector stated the distributors had no objection to the sale of six packs, but it is impossible to tell a customer he has to buy six quarts rather than one quart. The Mayor asked the City Attorney to work up six packs or two quarts, or something along that line. Later in the meeting the matter was discussed again, and the Mayor suggested that the Council have a work session on this.

The Council recessed.

RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council has found that traffic conditions at the intersection of Cameron Road and Broadmoor Drive are such that the free flow and expeditious handling of traffic, and the safety of persons and property, require the installation of traffic signal lights, and that such location should be so recorded in the Traffic Register.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to cause traffic signal lights to be installed at the intersection of Cameron Road and Broadmoor Drive, and that the City Clerk be, and she is hereby authorized and directed to record this finding in Section 33.53 (14) of the Traffic Register.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Shanks, White, Mayor Palmer

Noes: Councilmen LaRue, Long

The City Attorney gave a report on the East 2nd Street right of way acquisition, stating two property owners had agreed on valuations fixed, but wanted to wait until the matter had been closed with the property owner to the west. This property owner declined to discuss the matter until an agreement was worked out with his lessee who has been ill. They had met with the lessee three times last week, and the City Attorney believed an agreement would be worked out with him. (Trousdale--O.K. Auto Parts) The other two owners are the Guerner Estate and Chester Brooks. They were going to meet with the lessee one more time today, and the lessor stated he would be satisfied as long as the lessee was taken care of. Condemnation proceedings on this property have already been authorized. The City Attorney stated it would probably be known sometime this afternoon whether they would negotiate or whether the suit would be filed. In this case the suit would be against both the lessee and lessor.

The City Manager read a letter from MR. HIRAM BROWN who was resigning from the Electric Board in the capacity of Electrical Engineer, due to his being unable to attend the meetings at this time. The Electric Board voted unanimously in recommending MR. PHOCION S. PARK to be appointed as the Electrical Engineer. Councilman Long moved to accept the resignation of Mr. Hiram Brown with an expression of sincere thanks to Mr. Brown for his loyal and faithful service. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

Councilman Shanks moved to appoint MR. PHOCION S. PARK as a member of the Electric Board in the designation of Electrical Engineer. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The City Manager received a note that the Board of Equalization should be appointed and should start work about June 1st, and he wanted to remind the Council that each year the Board has to be appointed, as it is not a hold over Board.

Along this line, the Mayor stated he would like to explore the possibility as recommended by Mr. Nelson Puett, Mr. Joe Crow and others, that a citizens group be selected to work with the Tax Assessor. The group pointed out in their letter, that the City may be closer to being correct than some people think. Councilman Shanks suggested that the Council decide among themselves about how large a committee should be named. Councilman Long stated there were many areas of reporting to the people when they want some information and suggested that maybe an overall study of how the City values the property, and what formula it uses might be helpful.

The City Manager called attention to the filing of the Progress Report on Street Paving, the Electric Utilities Contract Work, and the Corporation Court Report.

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Councilman Long stated during the campaign the question was raised that there were \$4,000,000 out in delinquent taxes. It was her impression this was a matter of long standing, and the accounts have been on the books, many of them being uncollectible under the statute of limitation on personal property such as cars, etc. The City Manager reported there was not very much in that category, as suits are filed before the limitations run out. Councilman Long inquired if there were any large property owners who had large sums of taxes long past due. The City Manager stated there were quite a few; however, there is no statute of limitation on real estate. Personal property can become valueless; and there would be no advantage in foreclosing. A terrific amount of man hours are spent to get suits filed to protect the personal property taxes, but no time or emphasis is put on collection of real property tax because the City has a prior lien over any other kind of lien that exists or that would be created in the future. The property owner pays a heavy percentage penalty and interest; and if the amount of the tax is accumulated together with the penalty and interest ever begins to approach the value of the property, a suit is filed. Councilman Shanks inquired about the percentage of collection. The City Manager reported the collection is approximately 98%, which includes some delinquent taxes from former years. He stated the City did not have \$4,000,000 delinquent taxes as alleged, and that figure is erroneous. The City delinquent tax is about \$2,000,000 and that includes taxes on homes of the people who cannot pay. The first effort is devoted to preventing the escape of permanent loss of taxes, that cannot be recouped. The City Manager stated there was about \$2,000,000 of school delinquent taxes, but this was not City taxes. Councilman Long asked if in the bond prospectus the figure of 95% collection was used. The City Manager explained in the financial studies to determine what could be financed in bonds issued each year, the projection is made on what the last few years of collection has been--about 97 or 98%. The Attorney General requires a tax levy which would result in a payment of current obligation on 90% collection; and this percentage is used to demonstrate to the bond attorneys, and the Attorney General's Office on bond sales to prove the bonds are valid. Mayor Palmer stated the taxes would be collected, and they have a six percent penalty assessed; and at the outset, they draw 6% interest; but on the other hand, he did not believe any member of the City Council would want to have a wholesale foreclosure on homesteads for delinquent taxes. On personal property taxes, suits are filed before the limitation runs out. The City Manager stated the filing of a suit for personal property tax does not stop the running of the limitation--it is the actual service of a citation that counts. He explained the process of filing the petition, preparing the citation, and turning it over to the proper one to serve on the defendant; and if the person is not found within a limited time, the process has to be done over again. Councilman Long asked why less tax cases were filed last year than before. The City Manager explained when the statute of limitation was first passed, about 12,000 suits were filed in a crash program. Now the suits are being filed in two years; and more suits have been filed than properties going delinquent. The City Attorney explained that the suits eventually bring in the delinquent taxes and reviewed the procedure used. Mayor Palmer stated of the total delinquency, \$933,000 is 1963 taxes; \$624,000 is 1962; \$547,000 is 1961 tax; and \$443,000 is 1960 taxes. (The greater portion is 1955 up to now, which represents about 90% of that \$4,000,000). Mayor Palmer inquired if anyone on the Council wanted to foreclose on a homestead. Councilman Long stated she certainly did not; Councilman LaRue, Shanks, and White emphatically stated they did not. The City Manager said he had some studies from which they might recommend proceeding with foreclosures on homesteads in some instances--on expensive homesteads--if the taxes began to accumulate over a long period of time. He might bring a proposition to the Council on foreclosing according to a formula that a home exceeded

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a certain value and had a certain number of years of back taxes due. Councilman Shanks stated he was glad this all came out, as many people were misled in this past election. The City Manager stated with the 6% interest, the tax is there and is ultimately collected. Six percent interest has been collected, whereas the City's interest cost when it borrows money is a little over 3%, so the other taxpayers who are making their payments without waiting for interest to accumulate, are not suffering financially for the reason that some taxes are not collected. Councilman Shanks stated 98% collection was good.

The Assistant City Manager received a call from MR. JOE DUNCAN representing the Texas National Guard Association. Friday and Saturday they are having 1500 out of town guests for a convention, and the Association is requesting hooded meters in the 100 block on East 7th and on the south side. They need the space, as they will be transporting dignitaries back and forth from the hotels to the auditorium. Councilman Long stated this request could not be justified, and it had not been provided for other conventions. It was brought out the parking meter system could be challenged. The Mayor inquired if a loading zone lane or something could be worked out to help the people in getting in and out of the hotel; perhaps putting one lane in only for this passenger and loading zone. The Police Chief stated his Department had been working with the hotels on this matter. In other places they establish motor lobbies, and the Austin hotels are going to have to provide adequate places for parking in some way. The Assistant City Manager had advised Mr. Duncan this request had not been granted in the past for other conventions. Councilman LaRue suggested that Chief Miles assign a special patrol there to help in this transfer. Councilman Shanks wanted some flexibility where these large groups of people could be accommodated in this manner. Mayor Palmer asked if something could be figured out for these people. It was pointed out that on Saturday afternoon all meters were hooded, and that probably would be the time the association would be using the space the most.

The Assistant City Manager pointed out that on April 1st seven terms expired on the Parks and Recreation Board. The Mayor stated the Council would take this up next week.

Mayor Palmer read a telegram congratulating the members on their return to the Council and expressing hope that it would start working immediately on a Human Relations Commission, signed by Volma Overton, President Austin Branch N.A.A.C.P. The Mayor stated Mr. Overton, Mr. Lankin and Mr. Eskew were to meet and bring in a report to be sure the due process of law was carried out, and he suggested waiting to hear from these three.

Mayor Palmer read a communication from the San Antonio Club Women of Today, stating they would present their Second Annual Hemisphere Pageant and Ball November 6, 1965, 8:00 P.M., at the San Antonio Municipal Auditorium and asked that Austin be represented in the outlying cities in this glamorous event. The young lady selected must be between 17 and 22 years of age and single. Councilman Long suggested Miss Austin, or asking Mr. Cactus Pryor to select someone to send. Councilman LaRue suggested referring this request to the Assistant City Manager. A second letter indicated that Miss Austin was to be presented at the Second Annual Pageant and Ball. The Council referred this matter to the Assistant City Manager.

The Mayor announced a group from Bolivia would be in Austin on Monday May 3rd, and they want to meet with the Council.

The Mayor read a letter of commendation from Henria Pepper about the Fire Department in handling the fire at 1609 Brazos Street.

The Mayor announced the opening of CAMBRIDGE TOWERS, May 8th, and the invitation to the Council to attend.

The Mayor had a request for renewal on the Marine Corps lease. The City Manager said they could exercise an option by simply giving notice.

The Mayor read a letter from the Mayor of Torreón, Coahuila asking if the City had any fire extinguishing engines in good condition that it was planning to trade in for more modern equipment, and stating they would be willing to buy such an engine. The Assistant City Manager stated this request had been referred to the Fire Chief.

The Council decided to have the ceremony for the Council's taking the Oath of Office of Councilmen on Monday, May 17th, and requested that JUDGE JACK ROBERTS be asked to administer the Oath of Office, and that a Minister be obtained for this special occasion.

The Director of Water and Sewer Utilities reported that a sewer line to serve Oak Springs Road was complete.

MAYOR PALMER discussed plans for the unveiling ceremonies of the Memorial of former MAYOR TOM MILLER, stating Judge Homer Thornberry would make a five minute talk. The Mayor announced everyone in Austin would be invited. For historical information and special events that occurred during the years of Mayor Miller's tenure, the Librarian had been asked to provide such data. Mayor Palmer asked that Councilman Long, Councilman Shanks and Mr. Frank Denius serve as a sub-committee to work on the program and invitations. Councilman Shanks suggested that MR. FRANK DENIUS take care of the invitations and program; and that MR. EDWARD CLARK handle all the arrangements, making sure the people are notified-- the President, the Governor, Lieutenant Governor, Speaker of the House of Representatives, County and State Officials, local Representatives, the Chancellor of the University, Commanding Officer at Bergstrom Field, and others. It was suggested that MR. CHARLES GREEN and MR. JESS KELLAM be in charge of the publicity. The date for the Ceremony was set for 4:00 P.M., April 18, 1965.

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There being no further business Councilman LaRue moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:


Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer  
Noes: None

The Council adjourned at 5:00 P.M. subject to the call of the Mayor.

APPROVED

  
Mayor

ATTEST:

  
City Clerk